

106TH CONGRESS
2D SESSION

H. R. 4602

To protect United States citizens against expropriations of property by the
Government of the Republic of Nicaragua.

IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 2000

Mr. GILMAN (for himself, Mr. DELAY, Mr. HYDE, Mr. BURTON of Indiana, Mr. MCCOLLUM, Mr. KING, Mr. POMBO, Mr. DEUTSCH, and Mr. GONZALEZ) introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committee on Banking and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To protect United States citizens against expropriations of
property by the Government of the Republic of Nicaragua.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Property Protection
5 Act of 2000”.

1 **SEC. 2. PROTECTION OF UNITED STATES CITIZENS**
2 **AGAINST EXPROPRIATIONS OF PROPERTY BY**
3 **NICARAGUA.**

4 (a) BILATERAL ASSISTANCE.—

5 (1) IN GENERAL.—Notwithstanding section
6 527(g) of the Foreign Relations Authorization Act,
7 Fiscal Years 1994 and 1995, assistance under the
8 Foreign Assistance Act of 1961 or the Arms Export
9 Control Act for fiscal year 2001 or 2002 may only
10 be provided to the Government of the Republic of
11 Nicaragua if the President first makes a certifi-
12 cation under subsection (d) for the fiscal year in-
13 volved.

14 (2) EXCEPTION.—For purposes of paragraph
15 (1), the term “assistance under the Foreign Assist-
16 ance Act of 1961” shall not include—

17 (A) assistance under chapter 1 or chapter
18 10 of part I of such Act for child survival, basic
19 education, assistance to combat tropical and
20 other diseases, and related activities;

21 (B) assistance under section 481 of such
22 Act (relating to international narcotics control
23 assistance); and

24 (C) assistance under chapter 9 of part I of
25 such Act (relating to international disaster as-
26 sistance).

1 (b) MULTILATERAL ASSISTANCE.—

2 (1) IN GENERAL.—The President shall instruct
3 the United States Executive Director at each multi-
4 lateral development bank and international financial
5 institution to which the United States is a member
6 to use the voice, vote, and influence of the United
7 States to oppose any loan or other utilization of the
8 funds of such bank or institution for the benefit of
9 the Republic of Nicaragua for fiscal year 2001 or
10 2002 unless the President first makes a certification
11 under subsection (d) for the fiscal year involved.

12 (2) EXCEPTION.—Paragraph (1) shall not
13 apply with respect to assistance that is directed spe-
14 cifically to programs which serve the basic human
15 needs of the citizens of Nicaragua.

16 (c) REPORT.—Not later than September 1, 2000, or
17 the date of the enactment of this Act (whichever occurs
18 later), and not later than September 1, 2001, the Presi-
19 dent shall prepare and transmit to Congress a detailed re-
20 port listing the 50 most urgent property claims by United
21 States citizens against the Government of the Republic of
22 Nicaragua which shall include, but not be limited to, all
23 property claims in which Nicaraguan courts have ruled in
24 favor of United States citizens, and property claims by

1 United States citizens involving Public Sector National
2 Corporations (CORNAP).

3 (d) CERTIFICATION.—A certification under this sub-
4 section is a certification to the Congress that the Govern-
5 ment of the Republic of Nicaragua has returned the na-
6 tionalized or expropriated property of each United States
7 citizen who has a formally-documented claim against the
8 Government of Nicaragua listed in the report under sub-
9 section (c), or has provided adequate and effective com-
10 pensation in convertible foreign exchange or other mutu-
11 ally acceptable compensation equivalent to the full value
12 of the nationalized or expropriated property of each
13 United States citizen who has a formally-documented
14 claim against the Government of Nicaragua listed in the
15 report under subsection (c).

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